

Kentucky Gazette.

[B. XLV.]

Quicquid agunt homines — nostri sarrago libelli. Juv. Sat. 8: v. 85.

[VOL. VII]

SATURDAY, JULY 26, 1794.

LEXINGTON; Printed by JOHN BRADFORD, at his Office on Cross Street; where Subscriptions, (at Fifteen Shillings per Annum) Advertisements &c. are thankfully received, and Printing in its different branches done with care and expedition.

To be Sold,

To the highest bidder, on Thursday the 14th of August next, at the dwelling house of Mrs. Lucy Searcy, in Madison County,

THE estate of Bartlett Searcy deceased, consisting of Negroes, cattle, horses, hogs, sheep, household and kitchen furniture, and plantation utensils: 15 months credit will be given for all sums above 20 shillings, the purchasers giving bond with approved security to the Executors.

July 10, 1794. *Wanted*

An Apprentice to the wheelwright business, an active lad between the age of twelve & sixteen, under good character will be taken, and none other.

JOHN ALLISON,

Wheelwright in Lexington.

July 21 1794 2w
NB. All persons indebted to the subscriber, are requested to make payment on or before the 14th of August next. J. A.

Notice

Is hereby given,

That whereas my wife Elizabeth Davis, has, without any just cause eloped from my bed and board; and as this is the second time, I do hereby forewarn all persons whatsoever, from crediting her any thing on my account, as I will not pay any debts of her contracting.

Peter C. Davis.

Georgetown. July 22d 1794.

ALL persons are forewarned from taking an assignment on a note passed from me to William Hays, for the payment of 6l. in cattle, on or before the first day of June 1794; and dated four time in January 1794; as I am determined not to pay it unless he makes the land sale that I bought of him, and in consequence of which the above note was given.

Michael Eabler.

July 16, 1794. 3w
I have now on hand a very complete assortment of

CASTINGS

From BOURBON FURNACE, WHICH will be sold at six pence half penny per pound.

William Morton.

Lexington June 12, 1794.

WANTED TO PURCHASE, A quantity of CHEESE.

W. M.

TAKEN up by the subscriber in Madison county, near ERL's station, a bay HORSE, four years old, fourteen hands high, branded on the near shoulder H; appraised to 8l.

George Hubbard.

April 17.

BLANKS

Of all kinds for sale at the Printing Office.

To be RENTED

The ensuing year;

FIFTY acres of cleared land in one farm, thirty of which was left for fallow ground, which may be put in fall grain immediately; the land has been cleared and tilled five or six years; with good fencing; a good Cabin, 18 by 26 feet long, and several other convenient houses, and a small meadow on the place, and if any one family wants, may have from 20 to 40 acres more, adjoining the same farm. For terms apply to the subscriber on the premises.

Robert Sanders,

Scott County.

Notice.

THE partnership between William Allison and myself in the FILLING BUSINESS, is this day entirely dissolved. The business will be continued under my own direction in future, where particular attention shall be paid to all those who will please to favor me with their custom.

John Morrison.

July 8, 1794.

STOLEN or Arayed from the subscriber on Cane run, Fayette county, a bright blood bay MARE, fourteen hands high, six years old, with a small star in her forehead, no other white upon her, remarkably well shaped, and small legs, had some skin off her back occasioned by the saddle, when she went away (about six weeks ago) no brand. Whoever gives information where she is, or returns her to the owner, shall receive Three Dollars reward, and all reasonable expences by me.

H. Alderson.

All those who are in possession of Due Bills issued by Capt. Edward Butler, the Muller Master General, previous to this date, may call on the subscriber, who is empowered to settle for them.

James H. Stewart.

Lexington. July 17, 1794.

TAKEN up by the subscriber, in the county of Shelby, on the waters of Beach creek, a yellow bay mare, six years old, about fourteen hands and a half high, branded on the near shoulder ET and on the off AV in a piece, her near hind foot white, thid before; Appraised to 14l.

Charles Grigby.

April 25.

Taken up by the subscriber in Bourbon county, Dannaillon's fork, a bay Mare, seven years old, about fourteen hands three inches high, trots natural, with a small star in her forehead, no brands perceivable; appraised to 14l.

Also a black MARE, fourteen years old, twelve hands high, natural trotter, a small star in her forehead, no brand; appraised to 2l. 10s.

William Mark.

CONGRESS.

The following Letters

Accompanied a Message of the President of the United States on the 20th of May.

From Edm: Randolph.

[Continued from our last.]

To prevent the extremity of crimes is wise and humane, and steps of precaution have therefore been found in the laws of most societies.

Nor is this offence of foreigners, expiated or lessened by an appeal to a presumed right of the citizens of Kentucky, to enlist under such banners without the approbation of their country. In a government instituted for the happiness of the whole with a clear delineation of the channels, in which the authority deriv'd from them must flow, can a part only of the citizens, wrest the sword from the hands of those magistrates whom the whole have invested with the direction of the military power? They may it is true, leave their country; they may take arms and provisions with them; but, if these acts be done, not on the ground of mere personal liberty, but of being retained in a foreign service for purposes of enmity against another people; satisfaction will be demanded, and the state to which they belong cannot connive at their conduct, without hazarding a rupture. The evidence of a culpable intention is perhaps not so difficult as your excellency imagines; it is at least a familiar enquiry in penal prosecutions, and ought not to be an objection to your interference on this occasion. But here suffer me to repeat, that the President wishes you to do nothing more than the laws themselves permit. Let them have their free course by force of instructions as you may think adequate and advisable; and I trust that they will prove competent to refuse the United States from a painful altercation with a foreign sovereign.

As these unlawful assemblages of military force may assume various figures, Congress have not been unmindful, that the civil arm may sometimes be unequal to the task of sustaining civil authority. They have therefore, by an act of May the 2d 1792, conferred on the marshals and their deputies the same power in executing the laws of the United States, as sheriffs and their deputies in the several states have by law in executing the laws of their respective states; They have rendered it lawful for the president, in case of invasion to call forth the militia, or to issue his orders for that purpose to such officer of the militia as he shall think proper. They have empowered him to call forth the militia of one state for the suppression of an insurrection in another, under certain circumstances, and to subdue by the militia

any combination against the laws which may be too powerful for ordinary judicial proceedings.

Thus far have I addres'd your excellency upon the constitutional and legal right of the government; which perhaps are in themselves the only topics, belonging to the present occasion. But as it may not be known that the navigation of the Mississippi has occupied the earliest labors of the Executive, and has been pursued with an unremitting fidelity, I will lay before you a sketch of the pending negotiation, as may be communicated, confidently with the respect due to the nation in treaty with us, and the rules observed in such cases.

The primary subject in the instructions to Mr. Carmichael, who has relid for a considerable time at Madrid as Charge des Affairs of the United States, has been to throw open to your commerce that river to its very mouth. In December 1791, it was verbally communicated to the secretary of state by one of the commissioners of Spain here, that his Catholic majesty, apprised of our solicitude to have some arrangements made respecting our free navigation of the Mississippi, and the use of a port thereon, was ready to enter into a treaty at Madrid. And great indeed was that solicitude. For although this overture was not as to the peace, what might have been desired, yet was it attended without delay and accepted.

As a proof of the interests taken by the government on this subject, I might mention, that not only was Mr. Carmichael, who had acquired an acquaintance, with persons and circumstances in Spain, made a member of the commission, but Mr. Short was added, as being more particularly informed of the navigation to be treated of.

Instructions, comprehensive, accurate and forcible, were prepared by my predecessor; and it at this stage of the business it were proper to develop them to public view: I should expect, with certainty, that those who are the most ardent for the main object would pronounce that the executive has been deficient neither in vigilance nor exertions.

For many months have our commissioners been employed in this important affair at Madrid. At this moment they are probably so employed. The delays which forum may have created; the events of Europe and other considerations which at this season cannot, with propriety, be detailed, dictate a peaceable expectation of the result.

Let this communication, then, be received, fir, as a warning against the dangers to which these unauthorized schemes of war may expose the United States, and particularly the state of Kentucky. Let not unfounded suspicions of a tardiness in government prompt individuals to rash efforts, in which they cannot be countenanced.

which may thwart any favorable advances of their cause: and which, by seizing the direction of the military force must be repressed by law; or they will terminate in anarchy. Under whatsoever auspices of a foreign agent, commotions were at first raised, the present minister plenipotentiary of the French Republic has publicly disavowed, and recalled the commissions which have been granted.

I cannot, therefore, doubt, that when your excellency shall revise this subject, you will come to this conclusion, that the resentments you profess as a private man, a friend to liberty, an American citizen, and an inhabitant of the Western waters, ought not to interfere with your duty as Governor of Kentucky; and that on the other hand, the contemplation of those several characters under which you have considered yourself, ought to produce a compliance with these measures which the President of the United States has assigned to your discretion and execution.

I have the honor to be with respect Sir,
your Excellency's most obedient servant,
(Copy) EDM: RANDOLPH.

Lexington, July 26.

Extract of a letter from a gentleman on the North-West side of the Ohio, to his friend in Lexington, dated July 13, 1794.

"You ask for the particulars of the affair of the 30th ult.—take them.

"On the 27th or 28th ult. forty-five Chactaws and ten select spies, sent out by Gen. Wayne, ran breathless into the encampment, with a dreadful account of the enemy. They had been fired upon by a heavy body of Indians, and had lost one of their Chiefs near to a place called Girty's town, thirty miles advanced of Greenville, on the direct route to Au Glaze, and a little to the Eastward of Fort Recovery, for which post maj. M'Mahan marched the 29th with 300 and odd Pack-Horses, loaded with stores and provisions, under the protection of an escort of 90 Rifle men, and 50 Dragoons, and with orders from the General, should the enemy attempt to interrupt him to charge them and cut his way through to Recovery regardless of numbers. The Major made good his march on the same day, and the next morning about 7 o'clock, the escort being on the point of marching, and the Pack-Horses having moved somewhat better than half a mile from the Fort, on their return to Greenville, were fired upon in front by a party of Savages, who had taken post on each side the road. M'Mahan, unfortunately gallant spirit! heard a few shot, instantly formed his party, and advanced to the protection of the Pack-Horses; a general charge was made with a degree of resolution which does honor to the dead and the living, and which deserved better success.—But what could be expected from 140 men, opposed to a body of Savages whose numbers continue unknown, but have been estimated at 5, 10 or 1500.—At immediate and hard pressed retreat, in which that meritorious officer Capt. Harthorn, wounded through the thigh only, was necessarily, and at his own request abandoned to the merciless enemy. Finding it impossible to save himself, and having several of his brave associates fall by his side, whilst aiding his retreat; he commanded a faithful Sergeant who still supported him, to abandon him and save his own life.—Capt. Gibson, the commandant of Fort Recovery, conducted himself (as he always will do) like an old veteran. Feeble as is his garbion (say 120 lb strong) he made a fortie to cover the retreating troops; but was immediately beat back with

lost—Lieut. Drake who commanded the party, and several of his men being wounded.—The Savages of consequence took possession of the horses, and immediately surrounded the place, upon which they kept up a fire more or less heavy until the next day noon, when they marched off in a direction toward the Miami villages.—The following is an account of our loss, exclusive of which four or five of our Red Allies the Chactaws are missing.—Several scalps of the enemy, say six or ten, were taken under the walls of Fort Recovery, and it is believed that they lost a number more of their warriors."

Killed.

One Major, one Captain, one Lieutenant, one Cornet, one Sergeant and 17 privates.

Wounded.

One Captain, one Lieutenant, six Sergeants, one Corporeal, two Music and 10 privates; and three privates missing.

Horses.

Fifty-nine killed, 22 wounded and 221 missing.

A Correspondent informs us, that on Tuesday last, there was a large and respectable meeting of the citizens of Mercer county at Harrodsburgh, to deliberate on the Remonstrance to Congress, respecting the free navigation of the Mississippi. The subject after being discussed for a considerable time, with great coolness and moderation, received the almost unanimous signature of all present. But one single dissenting voice was heard, and that not on the principle of the remonstrance being improper, but from the want of any hope in its efficacy.—It is to be wished the other counties in the state, who have not yet publicly discussed this subject, would do so, that the Remonstrances may be collected in, and sent forward as soon as possible.

July 25th 1794.

Norfolk June 14.

Extract of a letter from a gentleman at Alexandria, dated June 9th.

"This evening arrived here in the stage from New-York, a Mr. Davis a passenger in the ship James, Capt. Howard, arrived at New-York. Mr. Davis left the Fort-Royal Exchange in London, exactly 40 days ago, and brings with him most extraordinary news, indeed, to this amount—"that there was a revolutionary army of 60000 men in London"—Strange to tell, the Dukes of Clarence and Bedford at the head.—That at the head of this force, the latter addressed the king coming from the house of lords, informing him that the people no longer wished his services in England, nor did they wish to hurt him, but advised his retiring immediately to Hanover."

Fayette court of Quarter Sessions, June 13, 1794.
Jethro Humphreys, Complainant,
Against
James Wilkinson, Defendant.

In Chancery.

THE Defendant having failed to enter his appearance agreeable to law and the rules of this court, and it appearing to the satisfaction of the court, that he is no inhabitant of this state, on the motion of the Complainant by his council, it is ordered that the said defendant appear here on the first day of the September term next, to answer the said Complainant's bill, and that a copy hereof be inserted in the Kentucky Gazette for two months successively, and published some Sunday at the door of the Baptist meeting house in the town of Lexington immediately after Divine service.

A Copy, Telle,

Levi Todd, C.C.Q.S.

TAKEN up by the subscriber, living near Santa's Horle mill, Mercer county, a black MARE, 6 years old, 14 hands and a half high, trots naturally appears to be branded on the near shoulder thus I, has a small bell tied on with a stirrup leather, a wythe on one foot, appraised to 14l.

PETER BANTA.

April 26, 1794.

TAKEN up by the subscriber on the East fork of Hickman Fayette county, a bay MARE, 3 years old, 4 feet 6 inches high, no brand to be seen, appraised to 8l. 10s.

FRED. ZIMMERMAN.

May 24, 1794.

TAKEN up by the subscriber, on the waters of Otter creek in Madison county, one black horse 7 years old, 4 feet ten inches high, a small star in his forehead, some saddle spots, has been hurt on the off hind leg, branded on the near shoulder thus T V, appraised to 12l.

JAMES CAPERTON.

April 12, 1794.

Saddler's Shop.

The subscriber takes this method of informing his friends and the public in general that he has established a

SADDLER'S SHOP,

ON Upper street, the second door above Love & Brent's and opposite the court house, where, in conjunction with his other Shop at the corner of Main & Cross streets he intends carrying on the Saddler's Business in all its various branches to perfection; and where they may be furnished with any kind of work in his line of business, on the shortest notice, and that done to their satisfaction.

BENJAMIN S. COX.

Wanted six or seven APPRENTICE BOYS, between thirteen & sixteen years of age, who can come well recommended. B.S.C.

Lexington, June 3, 1794.

TAKEN up by the subscriber, living on Craigs creek near the Kentucky, in Woodford county, a bay MARE, about 4 years old, about 14 hands high, branded on the near shoulder but not legible, appraised to 6l.

Robert Elliott.

April 1, 1794.

TAKEN up by the subscriber, living in Scott county, on Dry run near Georgetown, a black MARE and COLT, the mare is about 12 years old, some saddle spots one hind foot white, no brand, the colt is black, one year old, one white foot, no brand, both appraised to 4l.

JOHN HUNTER.

THIS is to give notice to all persons not to purchase nor take any assignment on a bond given by me to Barton Montgomery for the conveyance of a piece of land, given the 11th day of January 1794, as I will not make a right to the said Land until I am paid according to contract and bargain.

JOHN OVERLEN.

Washington County,

June 20, 1794.

TAKEN up by the subscriber, a bay MARE, 4 years old past, 13 hands and a half high, branded on the near shoulder and buttock with a stirrup iron, with a small star and blaze in her face, appraised to 5l. 12s.

Wm. W. Hopkins.

July 25th 1794.

Whereas my wife Eleanor Johnson, has eloped from my bed and board, without any just cause, I hereby forewarn all persons from harbouring her or crediting her on my account, as I will not pay any debts of her contracting after this date.

James Johnson.

Lexington July 25th 1794.

Philips

Have just received

A LARGE and

fine

MERCHANDISE

Which they are

tell low for CASH.

They also earnestly

indebted to them to

accounts immediately.

* * He has for sale

fine BOULTING CLOTH

At a Court of Quarter Sessions con-

tinued and held for Mercer county

at the Court-house in Har-

rodsburgh, on the 27th day of

February 1794.

James Lawrence, Complainant,

Against

Samphon and George

Matthews and Pa-

trick Lockhart,

Defendants

In CHANCERY.

THE Defendant George Mat-

thews not having entered his

appearance agreeable to Law and

the rules of this Court, and it ap-

pearing to the satisfaction of the

Court that the said George is no

inhabitant of this State, on the

motion of the Complainant by his

counsel, it is ordered that the said

defendant George appear here on

the first day of the next Septem-

ber Court, to answer the bill of

the Complainant: And that a copy

of this order be forthwith inserted

for two months successively in the

Kentucky Gazette, and be publish-

ed at the Presbyterian Meeting

house near Danville some Sunday

immediately after Divine service,

and at the Court-house door of

the said County.

A Copy, Telle,

THOMAS ALLIN, C.C.

living in Scott county on the

South fork of Licking, a small black

MARE, 4 feet 4 or 5 inches high,

7 or 8 years old, has a brand but

not legible, appraised to 3l. 5s.

JOHN SANDERS.

TAKEN up the subscriber living

near Harrodsburgh, Mercer

county, a small bay MARE, with

a blaze in her face, 14 years old,

trots naturally, appraised to 3l.

Wyan Pennybaker.

Feb. 27, 1792.

Agreeable to a Resolution of the

Trustees of Clarksville at the

Falls of Ohio, June 10, 1794.

A FURTHER SALE OF THE

HALF ACRE LOTS,

IN the said town of Clarksville,

will take place at Louisville on

the first Tuesday of next Septem-

ber, at which time the claims and

titles to Lots in said town will be

determined, and such as have been

old and not then paid for, will be

forfeited.

GEORGE R. CLARKE, Chm.

TAKEN up by the subscriber, in

Nelson county, near Parker's

Ferry, on the Beaver fork, a dark

brown Mare, fourteen hands high,

about seven years old, branded on

the near shoulder nearly thus (M)

and on the near buttock some ap-

pearance of the same brand, trots

and canters, polled and appraised

to 7l. 10s.

Moses Crume.

Quarter Session,
June 1794.

Defendants,
& Defdts.

Chancery.

James not have
his appearance herein
law and rule of this
appearing to the fa-
of the court that he is no
of this Commonwealth,
more, on the motion of
complainant by his counsel, it
ordered that the said defendant
James appear here on the first day
of September next and an-
swer the bill of the said complain-
ant; and that a copy of this or-
der be forthwith inserted in the
Kentucky Gazette for two months
successively, and published at the
Clear creek Baptist meeting house
on some Sunday immediately after
divine service, and at the door of
the court house of this county.

A copy. teile

Cave Johnson, C.C.

DANIEL GARD & BRO.

Have just arrived at Frankfort,

with a

FRESH & GENERAL ASSORT-

MENT OF

DRY GOODS,

Groceries, Hard Ware and

Queens Ware,

Which they are now opening for

sale, at their Store in Frankfort on

the most moderate terms for Cash,

Furs, Pack-Horses or Beaves.

Frankfort, July 15, 1794.

FOR SALE

ON MODERATE TERMS,

THREE VALUABLE

HOUSES AND LOTS,

IN this town, and two OUT

LOTS; also a valuable PLANTA-

TION within three miles of said

town, together with a quantity

of good LANDS in Macon, Bour-

bon and Scott counties, and their

interest in the Paper Mill.

ALEX. & JAMES PARKER.

N. B. All those indebted to the

subscribers either by bond, note or

book account, are requested to

call and settle their respective bal-

ances immediately, or they shall

be put into the hands of proper

officers to collect, without respect

to persons.

A. & J. P.

Lexington, June 11, 1794.

Directions where the following

persons may apply and receive

pay, for services performed in

the State of Kentucky. (viz.)

LIEUT. Modrell's company station-

ed in the wilderness: En-

sign Foreman's, Ensign Davis's and

Sergeant Allen's companies station-

ed on the frontiers of Lincoln, and

Lieut. Logan and Ensign Clarke's

companies stationed on Russell's

creek, Greene county, will be paid

on proper application to Messrs.

Warren and Barbee, in Danville.

Capt. Joshua Baker and

Capt. John Dyal's companies of

volunteers, in 1793, will be paid

on proper application to Miss B.

TAKEN up by the subscriber,
living in Nelson county, a
forrel Horle, with a blaze face, his
right eye a glass eye, fourteen
hands and one inch high, branded
on the near shoulder with a heart,
eight years old, trots naturally,
shod all round, appraised to 10l.

Eetp James Slaughter.

Three Dollars

REWARD.

RAN away from the subscriber,
in Cincinnati, on Monday even-
ing last, a bright bay Horle, about
four years old, fourteen hands and
one inch high, shod all round, and
marked on the near shoulder and
buttock with M. B. when he trots,
appears a little lame; as he was
raised in Kentucky, it is supposed
he will steer that way; he was
brought to Middle town, above Co-
lumbia, by a Mr. William Barnes,
from whom I purchased him. Who-
ever takes up said horle, and deli-
vers him to me, shall have the above
reward, and reasonable allowance
for expences besides, paid by me.

R. MCCLURE.

Cincinnati, June 28, 1794.

TAKEN up by the subscriber, in
Woodford County; a brown
bay horle, about 3 years old nearly
fourteen hands high with a long
bob tail branded thus g on the near-
shoulder has an old bell.

William Rankin.

April 6.

TAKEN up by the subscriber, at
the mouth of Silver creek, Madis-
son county, a bay Mare, about four
feet six inches high, about 3 or 4
years old, no brand perceivable, a
small star in her forehead, post-
ed and appraised to 6l.

WILLIAM TURPIN.

June 1.

ALL those indebted to the sub-
scriber are earnestly requested
to make payment against the middle
of next month, as he expects to
leave this at that time for Philadel-
phia. And all those having accounts
against me will please to render
them immediately, as I wish to have
my books closed.

HUGH M'ILVAIN.

N. B. The subscriber has just re-
ceived a general assortment of
BOOKS, which he will sell very
low for cash.

H. M.

NOTICE is hereby given to
all persons that have done
duty under the several officers a-
greeable to the dates herein after
inserted, who have not been paid
for their services, upon application
to the subscriber, or his clerk, in
Bourbon, their accounts will be set-
tled and paid off; and in order to
prevent any disappointments in the
business, receipts must be given by
the individuals, or powers of attorney
made before December 1792 and
acknowledged before a justice

of the peace for the Commonwealth,
unless the person have deceased and
probate of the applicant's being heir
at law to the deceased produced, a
certificate of the person applying,
from his officer, will be necessary to
prevent fraud. The following is
the names of the officers and dates.

Lieutenant John Blain, from the

5th of May to the 5th of July, in

1791.

Capt. Byram Rout, from July

the 4th to September the 4th, in

1791.

Capt. Thomas M'Clanahan, from

May the 4th to the 9th of July, in

1791.

Capt. Rodas Thomson, from 29th

April to the 15th August, 1791.

Ensign Robert Knox, from May

the 11th to July 11th, 1791.

Lieutenant Squire Grant, from the

26th of August to the 5th of

September, in 1791.

Capt. Bladen Atty, from May

the 10th to July the 11th, in 1791.

This money issued for the pay-
ment, is in bank Notes of various

amounts.

JOHN EDWARDS.

WHEREAS I gave William
Hays, of Fayette county, a
power of attorney to collect and
receive money of Thomas Smith of
Jefferson county, on account of
Richard Goode of the State of
North Carolina, dated some time
in the year 1792. I hereby re-
voke the said power, and declare
it to be void and of no effect.

LEONARD K. BRADLEY,

Agent for Richard Goode.

TAKEN up by the subscriber,
in Jefferson county, a bay
Mare, about fourteen and a half
hands high, four years old, a star
in her forehead, a small snip be-
tween her nostrils, one hind foot
white, and one white fore foot, not
docked, appraised to 12l.

Jacob Kuykendall.

June 20, 1794.

TAKEN up by the subscriber,
living on North Elkhorn, near
Henry's mill, a bay HORSE, 14
hands one inch high, 5 years old,
has a small star in his forehead, ap-
praised to 9l.

JOHN J. FLOURNOY.

May 3, 1794.

Woodford court of Quarter Sessi-

ons, June term, 1794.

Charles Vanover, Complainant,

Against

James Wilkinson &

Humphrey Marshall, & Defdts.

In Chancery.

THE defendant James having
failed to enter his appearance
herein agreeable to law and rule
of this court, and it appearing to
the satisfaction of the court that
he is no inhabitant of this Com-
monwealth, it is ordered that the
said defendant James appear here
on the first day of our next Sep-
tember court, and answer the bill
of the said complainant; and that
a copy of this order be forthwith
inserted in the Kentucky Gazette,
for two months successively, and
published at the Clear creek Baptist
meeting house on some Sunday im-
mediately after divine service, and
at the door of the court house of
this county. A copy.

Cave Johnson, C.C.

For sale, for Cash and young

Negroes.

ABOUT 350 acres of LAND,
within six miles of Lexington,
just above Lewis Craig's old mill,
in the forks of South Elkhorn—
about 120 acres cleared and under
good fence—a bearing peach or-
chard of 200 trees, and 200 more
planted—about 8 acres of Meadow,
exceedingly well watered—a good
Mill seat for an overshot mill,
which will grind about 7 mchrs
in the year. For terms, apply to
me on the premises.

JOHN SANDERS.

Adjoining the above tract is for
sale 180 acres, 30 of which is clear-
ed and under good fence, about
5 of Meadow, 300 bearing peach
trees.

J. S.

N. B. About 55 acres in corn,
and about 8000 plants of tobacco,
growing in good order, together
with a large quantity of vegetables
of different kinds, which will be
disposed of with the above tract of
land, and immediate possession given
to the purchasers.

J. S.

TAKEN up by the subscriber,
on Cane run, Mercer county,
a white MARE and black COLT
a year old this spring, the mare nei-
ther docked or branded, about 4 feet
8 inches high, 11 years old, the
mare and colt appraised to 9l.

JOHN SMITH.

Feb. 24, 1794.

P.S. Since the mare has shed a
brand appears on the near shoulder
nearly thus and on the off
shoulder, she has also a remarka-
ble scar on the near buttock,

A tract of LAND for sale.

FIVE score and ten within the
tract.

Which to describe I'll not be slack,
Meadows, pastures, water good;
Full Eighty acres growing wood;
Whose land it was I'll let you
know,

'Twas David Leitch's long ago;
Now in possession of one Wright
Which gladly he would sell this
night.

(Remember this tho by the way.)
To one who will the Money pay.
Three miles from Lexington doth
lie,

Where for the terms you may ap-
ply.

ISRAEL WRIGHT.

Lexington, 20th June 1794.

THE subscribers having begun
manufacturing NAILS, are
now ready to supply those that
may stand in need, at the follow-
ing prices, (to wit)

10d. 12d. 20d. and flooring brads,
at 1/4 by the quantity of 100 wt.
or more, and by retail at 1/6.

8d. ditto, at 1/6 by the quantity,
or 1/8 by retail.

6d. ditto at 1/8 by the quantity,
or 1/10 by retail.

They have also on hand a few
pair of French Burr Mill STONES,
(in size four feet) which they will
sell at Limestone, for the low price
of 40c per pair.

The superfine and common
BOUETING CLOTHS before men-
tioned by them, are to be had at
P. HILIPS CALDWELL &
Co's Store in this town.

THOMAS HART & SON.

A number of journeymen Nail-
ors wanted, to whom generous
wages will be paid in Cash.

TAKEN up by the subscriber, on
the lands of James Soddy,
about three miles from Milled
mill, on Hington's fork of Lick-
ing, a forrel Horle, four years old,
about fourteen hands and a half
high, with a long blaze in his face
spreading over his nose, branded
on the near shoulder thus G, ap-
praised to 9l.

HENRY STAFFORD.

May 24, 1794.

TAKEN up by the subscriber,
living on the Rolling fork,
near the mouth of Pope's creek,
Washington county, a black mare,
with a large star in her forehead
and snip on her nose, a white spot
on the right side of her mouth on the
jaw, several saddle spots, short tail,
the two near feet white, a scar on
the near buttock supposed to be in-
tended for some kind of a brand, 4
feet 5 inches high, a judged to be
about 16 years old, appraised to
11. 10s.

EE. tp. ALLEN WILSON,

WANTED (at the Paper-mill
in Georgetown) four or five
Apprentice Boys, between the age
of twelve and seventeen years.
Any such who can come well re-
ed, will meet with good encou-
ragement, by applying to

Craig, Parkers & Co.

Oct. 2.

TAKEN up by the subscriber,
in Harrison county on the wa-
ters of Woods run, a forrel Horle,
12 or 14 years old, 14 hands high,
branded on the near shoulder M and
on the near buttock with a three
barred thrup iron, a blaze face, one
glass eye, three white feet, shod all
round, a small bell on, appraised to
5l. Also, a forrel mare, 4 years
old, 13 and a half hands high, nei-
ther docked nor branded, a small
blaze in her face, her near hind foot
white, heavy with colt, shod all
round, sway backed, appraised to 9l.

JAMES LOGAN,

Feb. 10, 1794.

THIRD CONGRESS
OF THE
UNITED STATES:

At the First Session.

Began and held at the City of Philadelphia, in the State of Pennsylvania, on Monday, the second of December, on thousand seven hundred and ninety-three.

An ACT making further provision for securing and collecting the Duties on foreign and Domestic distilled Spirits, Stills, Wines and Teas.

Sec. 1. **B**E it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That in order to facilitate and secure the collection of the revenue on distilled spirits, and stills, in such states as have been, or hereafter may be erected, and in the territories north west and south of the river Ohio, the President of the United States shall be, and he is hereby authorized and empowered to form and erect such new districts and surveys, and to make such alterations in, and additions to the several districts, and in and to the several surveys thereof, as, from time to time, shall appear, in his judgment, expedient and necessary; and that it shall also be lawful for the President, by and with the advice and consent of the Senate, to appoint such and so many supervisors, inspectors of surveys, and inspectors of ports, therein and therefor, as may be found necessary, and to assign to them, compensations proportionate to those heretofore, or which may hereafter be allowed, to the officers of the revenue. *Provided*, That if the appointment of such supervisors and inspectors cannot be made, during the present session of Congress, the President may, and he is hereby empowered to make such appointments, during the recess of the Senate, by granting commissions, which will expire at the end of their next session.

Sec. 2. **A**nd be it further enacted, That all spirits which shall be distilled in the United States, in stills which shall not have been previously entered at some office of inspection, shall be liable, together with the stills or other vessels used in the distillation thereof, to seizure and forfeiture.

Sec. 3. **A**nd be it further enacted, That no drawback of the duty on distilled spirits, which shall be exported after the first day of July next, shall be allowed upon any quantity less than one hundred and fifty gallons.

Sec. 4. **A**nd be it further enacted, That it shall be lawful to import into the United States, in the same ship or vessel in which they were exported, any spirits distilled therein, which shall have been previously exported therefrom, on payment of the duties on spirits of equal proof, distilled in the United States, and of a sum equivalent to the duties established by law upon the raw materials from whence they shall have been distilled, and all such importations shall be made under the same regulations, and in such manner as is directed by law, in regard to the importation of foreign distilled spirits.

Sec. 5. **A**nd be it further enacted, That from and after the first day of July next, on the sale of any emptied cask, vessel or package, which has been or shall be lawfully marked, as containing foreign or domestic distilled spirits, wines or teas, and prior to the removal thereof, and to the delivery of the same to the purchaser, the marks or numbers which shall or may have been made thereon, by any officer of inspection, or by any person employed or authorized by any such officer, shall be defaced, cut off, or obliterated; and if any such cask, vessel or package shall be sold, removed, delivered or received, prior to such defacing, cutting off or obliterating being made, every person concerned in the purchase, sale

or delivery, shall forfeit and pay the sum of fifty dollars.

Sec. 6. **A**nd be it further enacted, That all stills without heads, or other vessels that shall be used as stills in the distillation of ardent spirits, shall be duly entered by the owner or owners thereof, in the manner prescribed in and by the second section of the act, intitled "An act concerning the duties on spirits distilled within the United States," passed on the 8th day of May, one thousand seven hundred and ninety-two, under the penalty of two hundred and fifty dollars, to be recovered and distributed as other forfeitures under this act, and the act, intitled "An act repealing, after the last day of June next, the duties heretofore laid upon distilled spirits imported from abroad, and laying others in their stead, and also upon spirits distilled within the United States, and for appropriating the same," to which this is an amendment.

Sec. 7. **A**nd be it further enacted, That any person or persons, who shall counterfeit the certificates, or the marks or numbers to be set upon any cask, vessel or package containing wines, teas, or foreign or domestic distilled spirits, or upon stills, which the officers of inspection are, or shall be authorized to make thereon, by and in pursuance of the laws concerning the same, or who shall fraudulently rub out or deface, prior to drawing off, or emptying the contents, any marks or numbers set upon any cask or package of wine or tea, in pursuance of law, shall, for every such offence, forfeit and pay the sum of one hundred dollars.

Sec. 8. **A**nd be it further enacted, That every owner, or worker of a licensed still, shall be required to make oath or affirmation, previous to any renewal of his license, that he hath not distilled therein, since the commencement of the term specified in such license, excepting candy, during the term, for which it shall have been granted.

Sec. 9. **A**nd be it further enacted, That it shall and may be lawful, for the judicial courts of the several states, and of the territory of the United States northwest of the river Ohio, and of the territory of the United States south of the river Ohio, to take cognizance of all and every suit and suits, action and actions, cause and causes, arising under or out of the laws for collecting a revenue upon spirits distilled in the United States, and upon stills, which may arise or accrue at a greater distance, than fifty miles from the nearest place established by law for holding a district court.

Sec. 10. **A**nd be it further enacted, That in case of the non existence of an office of inspection in any county of the United States, every owner or possessor of a still shall make entry thereof in the manner required by the "Act (of the eighth of May, one thousand seven hundred and ninety-two) concerning the duties on spirits distilled within the United States," at some other office of inspection, comprehended in the division or survey, in which the said still shall be; and that it shall and may be lawful for the President of the United States, to provide offices of inspection in special cases, provided the expense thereof shall not exceed ten thousand dollars.

Sec. 11. **A**nd be it further enacted, That every rectifier of low wines, or other distilled spirits, and every distiller of cordials and strong waters therefrom, shall enter at some office of inspection, all or any such low wines or other distilled spirits, prior to the removal of them to his distillery or rectifying house, and prior to his beginning the rectifying, improving, or altering the quality, flavor or proof thereof, under the penalty of one hundred dollars for every cask of one hundred gallons, and in the same proportions for every greater or less quantity.

Sec. 12. **A**nd be it further enacted, that it shall and may be lawful for the supervisors and inspectors of the revenue, at their own expense, to appoint deputies to aid them in the execution of their duties, in cases of occasional and necessary absence, or of sickness, and not otherwise.

Sec. 13. **A**nd be it further enacted, that the President of the United States be authorized to make such additional allowances, for the space of one year, and from thence until the end of the next session of Congress, to the inspectors and collectors of revenue from distilled spirits, for their respective services subsequent to the thirtieth day of June next, as he shall deem reasonable and proper, so as that the additions to be made to the said allowances shall not exceed in the whole, the sums heretofore allowed, by more than one third.

Sec. 14. **A**nd be it further enacted, that from and after the first day of October next, no supervisor or inspector of the revenue of the United States, shall be concerned or interested in any foreign trade or commerce, in the goods, or merchandise, to which the duties of his office relate, or in the sale of any wines, distilled spirits or teas; and if any such supervisor or inspector shall be so concerned, or interested, every such person shall be disqualified from holding such appointment, for the term of seven years, and shall, moreover, forfeit and pay a sum not exceeding one hundred dollars, for every month, which he or they shall be so interested in such foreign trade, or in the sale of wines, distilled spirits or teas.

Sec. 15. **A**nd be it further enacted, that any proprietor of a still, the capacity of which does not exceed one hundred gallons, may be permitted to enter such still, for any term of time less than one year, and not less than one month, paying at the same rate as per month any thing in any former law to the contrary notwithstanding.

Sec. 16. **A**nd be it further enacted, That a personal demand of the proprietor or proprietors of any still, of the duties due, or a notice in writing of the amount thereof left at his dwelling by the collector, shall have all the effect of a demand made, as required by the twenty-third section of the act intitled "An act repealing after the last day of June next, the duties heretofore laid upon distilled spirits imported from abroad, and laying others in their stead; and also upon spirits distilled within the United States, and for appropriating the same."

Sec. 17. **A**nd be it further enacted, That all fines, penalties and forfeitures, which shall have been incurred by force of any present or future law of the United States for the laying, levying and collecting of any duties or taxes, other than duties on goods, wares and merchandise, imported and on the tonnage of ships and vessels, shall and may be mitigated or remitted, by the like ways and means, and upon and under the like conditions, regulations and restrictions, as are contained, prescribed, authorized and directed, in and by the act, intitled "An act to provide for mitigating or remitting the forfeitures and penalties accruing under the revenue laws in certain cases therein mentioned," touching fines, penalties and forfeitures incurred or accruing in relation to the cases therein mentioned; which act, and every clause, matter and thing therein contained, shall be of like force and effect, for the mitigating or remitting of fines, penalties and forfeitures, which shall have been incurred in reference to the said other duties and taxes, as if the same were repeated and re-enacted, in the several and respective laws for laying, levying and collecting the said other duties and taxes.

Sec. 18. **A**nd be it further enacted, that the judicial courts of the several states, to which a jurisdiction is or may be given, may exercise all and every power, in the cases cognate to them, for the purpose of a mitigation or remission of fine, penalty or forfeiture, which may be exercised by the district courts, in cases coming before them: The courts first causing reasonable notice to be given to the persons claiming such fine, penalty or forfeiture, and the attorney who may, under warrant from the attorney of the district, prosecute, for the United States, in such court, that each may have an opportunity of shewing cause against the mitigation or remission thereof.

Sec. 19. **A**nd be it further enacted, that the act intitled "An act repealing, after the last day of June next, the duties heretofore laid upon distilled spirits imported from abroad, and laying others in their stead, and also upon spirits distilled within the United States, and for appropriating the same;" and the act intitled "An act concerning the duties on spirits distilled in the United States," shall extend to, and be in full force, for the recovery and distribution of the penalties and forfeitures herein contained, and, generally, for the execution of this act, as fully and effectually, as as if every regulation, restriction, penalty, provision, clause, matter and thing therein contained, were inserted in, and re-enacted by this present act, subject only to the alterations hereby made.

Filed: AUG: MUGHLINBERG, Speaker of the House of Representatives.

RALPH IZARD, President of the Senate, pro tempore.

Approved June the 17th 1794.

GO: WASHINGTON, President of the United States.

IRWIN & BRYSON, (In Lexington)

WANTS to purchase BEEF, CATTLE, for which they will give generous prices, in Cash and Merchandise.

They have on hand a General Assortment of

MERCHANDISE,

which they will sell on low terms for Cash.

They expect to have a constant supply of SALT, which they will sell as low as the carriage and wastage from the Salt works will admit of.

All persons indebted to them are earnestly requested to settle their accounts, by the first day of September, or they may expect their accounts to be put into an Attorney's hands for recovery. 6W

TAKEN up by the subscriber, a bay Horse, about thirteen hands three inches high, branded on the near buttock M, a few white hairs in his forehead, appears as if he had been burnt for the skull, two white spots on his near shoulder, and one on his neck, twelve or thirteen years old; appraised to 5l.

Christian Leatherman. March 25.

TAKEN up by the subscriber, on Shawnee run, Mercer county, a black two year old horse Colt, about twelve hands, high, a natural trotter, neither docked nor branded; appraised to 5l. WILLIAM SHEALDS.

February 5.

TAKEN up by the subscriber on Boons creek, Fayette county, a sorrel mare, four years old, about 14 hands high, a blaze face, branded on the near shoulder with a stirrup iron has a long main and tail posted and appraised to ten pounds.

NICHOLAS CURRY.